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SCHWABE, WILLIAMSON & WYATT, P.C.
1420 FIFTH, SUITE 3010
SEATTLE, WA 98101

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OFFICE OF PETITIONS

In re Patent No. **7,080,254**
Issue Date: July 18, 2006
Application No. 10/089,662
Filed: February 18, 2003
Attorney Docket No. **120427-167859**

DECISION ON PETITION
UNDER 37 CFR 3.81(b)

This is a decision on the petition filed March 9, 2009, which is being treated as a petition under 37 CFR 3.81(b) to correct the name of the assignee on the front page of the above-identified patent by way of a certificate of correction.

The petition is **DISMISSED**.

Petitioner requests issuance of a certificate of correction in the name of "FRANCE TELECOM, TELEDIFFUSION DE FRANCE and MATH RIZK."

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 **before issuance of the patent**, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter [emphasis added]. See also MPEP 1481.01.

U.S. Patent and Trademark Office assignment records disclose that an assignment from Louis Guillou, et al. to FRANCE TELECOM, TELEDIFFUSION DE FRANCE and MATH RIZK was recorded on October 31, 2008, **after the date of issuance of this patent**. Accordingly, since the assignment was not submitted for recordation until after issuance of this patent, issuance of a certificate of correction would not be proper.

Telephone inquiries concerning this decision on petition should be directed to Monica A. Graves at (571) 272-7253.

Brian W. Brown
Petitions Examiner
Office of Petitions

cc: **STEVEN M. KOEHLER**
WESTMAN CHAMPLIN & KELLY, PA.
900 SECOND AVENUE SOUTH, SUITE 1400
MINNEAPOLIS, MN 55402-3244